

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RONALD W. BRATTON,

Plaintiff,

v.

RON BROOMFIELD, et al.,

Defendants.

Case No. 20-cv-03885 BLF (PR)

**ORDER GRANTING MOTION FOR
SECOND EXTENSION OF TIME TO
FILE THIRD AMENDED
COMPLAINT**

(Docket No. 47)

Plaintiff, a state prisoner, filed a *pro se* civil rights action pursuant to 42 U.S.C. § 1983 against prison staff at San Quentin State Prison. Dkt. No. 1. On August 29, 2023, the Court granted an extension of time to file a third amended complaint. Dkt. No. 46. Plaintiff was directed to file a third amended complaint by September 26, 2023. *Id.*

Plaintiff has filed a motion for a second extension of time to file a third amended complaint, while he obtains help to draft a third amended complaint. Dkt. No. 47. Good cause appearing, the motion is GRANTED. Plaintiff shall file a third amended complaint using the court's form complaint to attempt to correct the deficiencies in the third amended complaint **no later than October 30, 2023.**


1 The third amended complaint must include the caption and civil case number used
2 in this order, *i.e.*, Case No. 20-cv-03885 BLF (PR), and the words “THIRD AMENDED
3 COMPLAINT” on the first page. Plaintiff must answer all the questions on the form in
4 order for the action to proceed. Plaintiff is reminded that the third amended complaint
5 supersedes the second amended, and Plaintiff may not make references to the second
6 amended complaint. Claims not included in the third amended complaint are no longer
7 claims and defendants not named in a third amended complaint are no longer defendants.
8 *See Ferdik v. Bonzelet*, 963 F.2d 1258, 1262 (9th Cir.1992).

9 **Failure to respond in accordance with this order by filing a third amended**
10 **complaint by October 30, 2023, will result in the dismissal of this action without**
11 **prejudice and without further notice to Plaintiff.**

12 This order terminates Docket No. 47.

13 **IT IS SO ORDERED.**

14 **Dated: _September 27, 2023_**

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16 BETH LABSON FREEMAN
17 United States District Judge
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